

JUN 20 2013  
LEGAL SECTION

BEFORE THE STATE CORPORATION COMMISSION  
OF THE STATE OF KANSAS

IN THE MATTER OF THE APPLICATION	)	
OF LINN OPERATING, INC. FOR AN	)	DOCKET NO. 13-CONS-480-CUNI
ORDER PROVIDING FOR THE	)	
UNITIZATION AND UNIT OPERATION OF	)	
A PART OF THE HUGOTON AND	)	
PANOMA COUNCIL GROVE GAS FIELDS	)	
IN THE ALTERNATE TRACT UNIT	)	
DESCRIBED AS SECTION 23-28S-40W	)	OPERATOR NO. 33999
(SE/4), SECTION 24-28S-40W (SW/4),	)	CONSERVATION DIVISION
SECTION 26-28S-40W (NE/4), SECTION	)	
25-28S-40W (NW/4) IN STANTON	)	
COUNTY, KANSAS (ATU 153)	)	

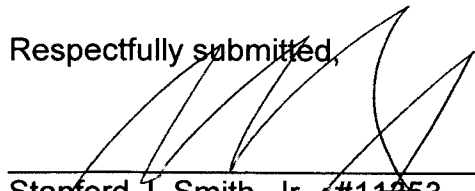
**MOTION TO WITHDRAW APPLICATION WITHOUT PREJUDICE**

COMES NOW, LINN Operating, Inc., and respectfully requests an Order of the Commission allowing withdrawal of this Application without prejudice. In support of this Motion, Applicant would show as follows:

1. The Application in this matter was filed on June 13, 2013. The Application sought an Order permitting authority to unitize an alternate tract unit at the above described location pursuant to K.S.A. 55-1304(a)(2).
2. Since the filing of this Application, the Applicant has decided not to proceed with the Application at this time.
3. Since the relief sought therein is no longer necessary, Applicant seeks to dismiss this Application without prejudice.

WHEREFORE, Applicant requests the Commission issue an Order allowing it to withdraw the Application in this matter without prejudice.

Respectfully submitted,



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Stanford J. Smith, Jr. #11353  
MARTIN, PRINGLE, OLIVER,  
WALLACE & BAUER, L.L.P.  
100 North Broadway, Suite 500  
Wichita, KS 67202  
Attorneys for LINN Operating, Inc.

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the foregoing Motion to Withdraw Application was hand delivered on this 20th day of June, 2013, to:

Ryan A. Hoffman, Esq.  
Kansas Corporation Commission  
130 South Market, Room 2078  
Wichita, KS 67202

  
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Stanford J. Smith, Jr.